

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

MDL NO. 2843

CASE NO. 3:18-MD-02843-VC-JSC

HON. VINCE CHHABRIA
HON. JACQUELINE SCOTT CORLEY
COURTROOM 4 – 17TH FLOOR
SPECIAL MASTER, DANIEL GARRIE, ESQ.

**BRIEFING PROTOCOL FOR NON-
MEDIATED ISSUES**

1 1. Leave will be granted to file motions without seeking mediation, if the moving party, after
2 meeting and conferring with opposing counsel in good faith, believes that mediation is unlikely to
3 resolve the issue.

4 2. The opposing party may submit a response brief within five calendar days of the moving
5 party's motion.

6 3. Motions and response briefs are not to exceed three pages single spaced, exclusive of
7 exhibits.

8 4. In the briefs, the parties may request a hearing to occur within 48 hours, subject to Special
9 Master availability. The Special Master will issue a tentative ruling. Within 24 hours of the tentative
10 ruling, the parties may submit a motion for reconsideration not to exceed two pages single spaced. The
11 Special Master will deny the motion or issue a final amended ruling. If no motion to reconsider is
12 submitted within 24 hours, the tentative ruling is final.


13 5. No motion for reconsideration may include new argument without a declaration
14 demonstrating new facts or circumstances that did not exist at the time of the original briefing.

15 6. A party that fails to meet and confer in good faith prior to filing a motion may be subject to
16 sanctions upon a proper showing. Likewise, a party that unreasonably and in bad faith opposes a motion,
17 such as for purposes of delay, may be subject to sanctions upon a proper showing.

18 7. The Special Master consulted with Judge Chhabria in drafting this protocol.
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23 IT IS SO ORDERED.

24 August 11, 2022

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Daniel Garrie
Discovery Special Master
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